

## **SUMMARY OF INTERVIEW (07/28/2009)**

### Participants

Examiner: Vanessa Ford

Representatives for Applicants: Dr. Christopher Knight, Dr. Julia Dibner, Jennifer Wagner, Kate Doty, and Morgan Kirley.

### Date and Location

Telephonic interview on July 28, 2009.

### Exhibits and/or Demonstrations

None.

### Claims Discussed

Claims of record.

### Identification of Prior Art Discussed

Prior art of record.

### Proposed Amendments

None.

### Summary of Issues Discussed

The Applicants discussed the unexpected result and surprising discovery of the presently claimed invention. In particular, the Applicants discussed how the claimed invention requires isolation of a "viable" oocyst. At the time of filing, a hydrocyclone provided no reasonable expectation of success for isolation of a "viable" oocyst due to the extreme sheer forces applied by the hydrocyclone. The Office Action's citation of Conkle *et al.* for the purpose of eliminating potassium dichromate provides no reason to isolate an oocyst with a hydrocyclone because potassium dichromate is used for its biostatic/oxidizing ability – potassium dichromate is not directed to separation and not related to hydrocyclones.

### Results of Interview

The Examiner agreed to consider the declaration to be submitted by the Applicants.